

RECEIVED
CENTRAL FAX CENTER

FEB 24 2004

#12
P. Kelatch
02/26/04

Practitioner's Docket No. RA998-040

OFFICIAL PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	:	Date: Feb. 24, 2004
B. Buchanan, et al.	:	IBM Corporation - IP Law 9CCA/B002
	:	P.O. Box 12195
Serial No. 09/330,743	:	Research Triangle Park,
	:	North Carolina 27709
Filed: June 11, 1999	:	Customer Number 25299
	:	
For: Data Alignment Compensator	:	Unit: 2667
	:	
	:	Examiner: Andrew M. Waxman

Attn: AFTER FINAL
Commissioner for Patents
Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION CFR 1.8(a)

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (703)872-9306 on the date shown below:

1. NOTICE OF APPEAL with Fee - in Duplicate (4 pages)

Faxed By: Karen Orzechowski

FEBRUARY 24, 2004

Date

Karen Orzechowski

Signature

PLEASE DELIVER TO US PATENT OFFICE GROUP UNIT 2667 - FOR EXAMINER Andrew Waxman -
FAX 703-872-9306 / PHONE 703-305-8086

TRANSMITTED FROM: Mr. JOSCELYN G. COCKBURN, Attorney (Josh) IBM CORPORATION
Intellectual Property Law Dept. 9CCA/Bldg. 002-2
3039 Cornwallis Road
Research Triangle Park, NC 27709
Phone: (919) 543-9036 / Fax: (919) 254-2649
For FAX transmission problems call Karen Orzechowski at 919-543-7860

TOTAL PAGES FAXED INCLUDING THIS COVER: 5

**RECEIVED
CENTRAL FAX CENTER**

FEB 24 2004

S/N 09/330,743

OFFICIAL**PATENT**
Atty. Docket No. RA9-98-040**CERTIFICATE OF FACSIMILE (37 C.F.R. 1.8(a))**

*I hereby certify this correspondence is being faxed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at
Fax No. 703-872-9306 on February 24, 2004.*

by Karen Orzechowski

Signature:

Karen Orzechowski**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Brian Buchanan, et al**
Serial No.: **09/330,743**
Filed: **June 11, 1999**
For: **DATA ALIGNMENT COMPENSATOR**
Group Art Unit: **2667**
Examiner: **Waxman, Andrew**

NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision
dated November 24, 2003, of the Primary Examiner finally rejecting claims 11-25.

The item(s) checked below are appropriate:

S/N 09/330,743

PATENT
Atty. Docket No. RA9-98-040

1. ☒ No extension of time is required.
2. ☒ This Notice of Appeal filing is a timely response to the final rejection.
3. ☒ The fee of \$330.00 is

☐ Enclosed.
☐ Not required. (Fee paid in prior appeal.)
☒ Charged to Deposit Account No. 09-1990. The Commissioner is authorized to charge payment of any additional fees or to credit any overpayment to the designated Deposit Account. A duplicate copy of this sheet is enclosed.

Date: February 24, 2004

Respectfully submitted,

By Joscelyn G. Cockburn
Joscelyn G. Cockburn,
Attorney of Record
Reg. No. 27069

Customer Number 25299
IBM Corporation
Intellectual Property Law -9CCA/B002
PO Box 12195
Research Triangle Park, NC 27709

Telephone: 919-543-9036
Fax: 919-254-2649